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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	)	
GREGG	)	
Serial No. 10/079,729	)	Examiner: T. KILKENNY
Filing Date: FEBRUARY 21, 2002	)	Art Unit: 1733
For: SYSTEM FOR MAKING	)	Docket No. 64907_DIV
WALLBOARD OR BACKERBOARD	)	Telefacsimile No.
SHEETS INCLUDING AERATED	)	703-872-9311
CONCRETE CORE	)	

RESPONSE UNDER 37 CFR §1.116

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Sir:

Responsive to the Final Office Action of December 1, 2003, please enter the amendments and consider the remarks set out below.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this filing.

Remarks begin on page 7 of this filing.

**FAXED**  
4:02 PM

**Allen, Dyer, Doppelt,  
Milbrath & Gilchrist, P.A.**

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**FACSIMILE COVER SHEET**

**TO: Examiner: Todd J. KILKENNY- ART UNIT: 1733 - U. S. Patent and Trademark Office**

**CLIENT NAME/NUMBER: 64907\_DIV**

**TELEPHONE: 703-305-6386**

**FAX NO: 703-872-9311**

**FROM: Paul J. Ditmyer, Esq.**

**DATE: March 1, 2004**

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**NUMBER OF PAGES (INCLUDING COVER SHEET): 10**

**COMMENTS/INSTRUCTIONS:**

Please see attached Amendment in response to the Examiner's Final Office Action of December 1, 2003 for U.S. Patent Application Serial No. 10/079,729.

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**FACSIMILE COVER SHEET**

**TO:** Examiner Steve Maki - United States Patent and Trademark Office; Art Unit - 1733

**CLIENT NAME/NUMBER:** 64907\_DIV

**TELEPHONE:** 571-272-1221

**FAX NO:** General: 703-872-9306

Examiner Maki: 571-273-1221

**FROM:** Paul J. Ditmyer, Esq.

**DATE:** May 13, 2004

**NUMBER OF PAGES (INCLUDING COVER SHEET):** 11

**COMMENTS/INSTRUCTIONS:**

Per Examiner Maki's instructions of May 13, 2004, please find attached the following:

1. Amendment, cover sheet and transmittal originally submitted March 1, 2004 in response to the Examiner's Office Action of December 1, 2003 for U.S. Patent Application Serial No. 10/079,729.
2. Facsimile confirmation of March 1, 2004 submission of Amendment and related papers for U.S. Patent Application Serial No. 10/079,729.

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NO. 432 P. 12 P. 1

\* \* \* COMMUNICATION RESULT REPORT ( MAR. 1. 2004 4:02PM ) \* \* \*

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### FACSIMILE COVER SHEET

**TO:** Examiner: **Todd J. KILKENNY**- ART UNIT: 1733 - U. S. Patent and Trademark Office

**CLIENT NAME/NUMBER:** 64907\_DIV

**TELEPHONE:** 703-305-6386

**FAX NO:** 703-872-9311

**FROM:** Paul J. Ditmyer, Esq.

**DATE:** March 1, 2004

Case No. 64907-DIV**DIRECTOR, U.S. PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231**In re Application f: **GREGG**Serial No.: **10/079,729**Filed: **FEBRUARY 21, 2002**For: **SYSTEM FOR MAKING AERATED WALLBOARD OR BACKBOARD SHEETS  
INCLUDING AERATED CONCRETE CORE**

Sir:

Transmitted herewith is a response in the above-identified application.

☐ Small entity status of this application under 37 CFR § 1.27 has been established by a verified statement previously submitted☐ A verified statement to establish small entity status under 37 CFR § 1.27 is enclosed.☒ No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
FOR:	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	15	23	0	X 9	\$	X 18	\$
INDEPT CLAIMS	2	3	0	X 42	\$	X 84	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ 135	\$	+ 270	
				TOTAL ADD'L FEE		TOTAL ADD'L FEE	\$ 0

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 "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the  
 equivalent box in Col. 1  
 of a prior amendment of the number of claims originally filed.

☒ The Commissioner is hereby authorized to charge or credit any discrepancies in fee amounts to Deposit Account No. 01-0484.☒ **PLEASE ADDRESS ALL CORRESPONDENCE TO ATTORNEY OF RECORD: CHRISTOPHER F. REGAN**☒ Please associate this application with Customer No. 27975.**COPY**

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PATENT TRADEMARK OFFICE

March 1, 2004  
DATE

  
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